

**Mr Josef Hanik
Leasowe Lighthouse
North Wirral Coastal Park
(Off) Pasture Road
Moreton
Wirral
CH46 4TA**

**Our ref: HERBC000694 &
HERBC000746**

Your ref:

Date: 16 August 2010

Dear Mr Hanik,

Food and Environment Protection Act 1995 (Control of Pesticides Regulations 1986, as amended) – request for Environment Agency agreement to the use of herbicides to control the growth of weeds near to a water body – reference number: HERBC000694 & HERBC000746

The Agency has no objection to you proceeding with the use of herbicides near water at Hoylake between national grid reference SJ 2150 8950 and SJ 2200 9000 which is near to the Dee Estuary between April & November 2010 – 2013 provided that:

- 1) The application proceeds as notified on form AqHerb01. If you change the way you propose to proceed you will need to resubmit your application for agreement.
- 2) The manufacturers' instructions and the Control of Pesticide Regulations 1986 are complied with;
- 3) Spraying is carried out in the correct conditions and kept to a minimum;
- 4) No other product (i.e. an adjuvant) is used unless it is approved for use in or near water.
- 5) Care is taken to avoid the potential contamination of any nearby abstractions.
- 6) No other legal water interests are affected.
- 7) Spraying with Roundup BioActive Gold and mechanical raking may take place between April and November 2010 until 2015, at low water and avoiding times when large populations of bird are present at the site. Any spraying or raking outside of this time frame can only be undertaken with the prior agreement of Natural England.
- 8) The area to be sprayed and/or mechanically raked is maintained as a high water roost and any spraying activity reflects this protection by ceasing at high water when birds are present.

- 9) All spraying is undertaken by a qualified person and follows the protocols set down by the herbicide manufacturer and the Environment Agency as regards its use.

We know of no surface water abstractions within 500 m of the site.

Smaller private water supplies do not require an abstraction licence from us and we are therefore not able to provide details of these abstractions to you. The proposed operation however should not affect any other lawful water uses such as these.

Thank you for your co-operation with this matter.

Yours sincerely,

Georgina Fellows
Biodiversity Technical Specialist

For telephone enquiries please ring: Becky McAllister 01772 714027